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**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

CISCO SYSTEMS, INC.,

Plaintiff,

vs.

ARISTA NETWORKS, INC.,

Defendant.

CASE NO. 5:14-cv-5344-BLF

**STIPULATION AND [PROPOSED]  
SCHEDULING ORDER**

**DEMAND FOR JURY TRIAL**

WHEREAS, Plaintiff Cisco Systems, Inc. (“Plaintiff” or “Cisco”) and Defendant Arista Networks, Inc. (“Defendant” or “Arista”) have met and conferred pursuant to the Court’s May 14, 2015 Case Management Order (Dkt. 46); and

WHEREAS, Cisco and Arista have agreed on a proposed schedule to trial in compliance with the Patent Local Rules as required by the Case Management Order;

THEREFORE IT IS HEREBY STIPULATED by and between Cisco and Arista that, subject to the approval of the Court, this case will proceed to trial according to the schedule provided in the table below.

Event	Proposed Date
Last day to serve Disclosure of Asserted Claims and Infringement Contentions and produce documents (Patent L.R. 3-1, 3-2)	June 4, 2015
Last day to serve Invalidity Contentions and produce documents (Patent L.R. 3-3, 3- 4)	July 20, 2015
Last day for parties to exchange proposed terms for construction (Patent L.R. 4-1)	August 3, 2015
Last day for parties to exchange preliminary claim constructions and extrinsic evidence (Patent L.R. 4-2)	August 24, 2015
Last day to amend pleadings without leave of Court	September 7, 2015
Last day for parties to file Joint Claim Construction and Prehearing Statement (Patent L.R. 4-3)	September 18, 2015
Last day to complete claim construction discovery (Patent L.R. 4-4)	October 19, 2015
Last day for Cisco to file opening claim construction brief (Patent L.R. 4-5)	November 2, 2015
Last day for Arista to file responsive claim construction brief (Patent L.R. 4-5)	November 16, 2015
Last day for Cisco to file reply claim construction brief (Patent L.R. 4-5)	November 23, 2015
Technical tutorial	January 29, 2016
Claim construction hearing (Patent L.R. 4-6)	February 5, 2016

<b>Event</b>	<b>Proposed Date</b>
Last day to disclose advice of counsel (Patent L.R. 3-7)	<i>50 days after claim construction order</i>
Fact discovery cut-off (except damages)	February 26, 2016
Last day to disclose experts and exchange opening expert reports	March 3, 2016
Last day to exchange rebuttal expert reports	March 17, 2016
Expert discovery cut-off	March 24, 2016
Last day to file dispositive motions	March 31, 2016
Fact discovery cut-off (damages)	April 1, 2016
Opening expert reports (damages)	April 8, 2016
Rebuttal expert reports (damages)	April 29, 2016
Hearing on dispositive motions	May 5, 2016
Expert discovery cut-off (damages)	May 13, 2016
Last day to meet and confer before the final Pretrial Conference (Standing Order re Final Pretrial Conference – Jury Trial Sec. A)	June 16, 2016
Joint Pretrial Statement and Order Due (Standing Order re Final Pretrial Conference – Jury Trial Sec. B)	June 23, 2016
Motions <i>in Limine</i> Due (Standing Order re Final Pretrial Conference – Jury Trial Sec. B.4)	June 23, 2016
Oppositions to Motions <i>in Limine</i> Due (Standing Order re Final Pretrial Conference – Jury Trial Sec. B.4)	June 30, 2016
Jury Materials Due (Standing Order re Final Pretrial Conference – Jury Trial Sec. B.5)	June 30, 2016
Pre-trial conference	July 7, 2016
Trial Briefs Due (Standing Order re Final Pretrial Conference – Jury Trial Sec. B.5)	July 25, 2016
Jury Trial	August 1, 2016

1 DATED: May 29, 2015

Respectfully submitted,

3 /s/ Sean S. Pak

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*Attorneys for Plaintiff Cisco Systems, Inc.*

6 DATED: May 29, 2015

Respectfully submitted,

7 /s/ Brian L. Ferrall

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16 **ATTORNEY ATTESTATION**

17 I hereby attest, pursuant to Local Rule 5-1(i)(3), that the concurrence in the filing of this  
18 document has been obtained from the signatory indicated by the “conformed” signature (/s/) of  
19 Brian L. Ferrall within this e-filed document.  
20

21 /s/ Sean S. Pak

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2015

\_\_\_\_\_  
Hon. Beth Labson Freeman  
United States District Judge